

**MINUTES
UTAH STATE LPG BOARD
SEPTEMBER 13, 2002**

PRESENT

Lynn Froerer	Chair, LP Gas Board
Mark Harris	Vice Chair, LP Gas Board
Jim Johnson	LP Gas Board Member
Scott Sowards	LP Gas Board Member
Randy Austin	LP Gas Board Member
Ed Martin	LP Gas Board Member
Kevin Eldredge	LP Gas Board Member
Brent Halladay	State Fire Marshal's Office
Joan Reed	State Fire Marshal's Office
Ron Gustaveson	State Fire Marshal's Office
Mel Milgrom	State Fire Marshal's Office
Brett Steel	SS Supply Inc.
Tom Clark	Intermountain Truck Rebuilders
Chad Brown	Freeway Propane
Boyd Cook	Amerigas
Casey Blackburn	Moroni Feed Company
Steven B. Durrant	Pitcher Sales

Meeting began at 10:02 AM at the Murray Fire Department with Vice Chair Lynn Froerer presiding.

Item #1 on the agenda was Board meeting called to order and Vice Chair Lynn Froerer welcomed everyone to the meeting. Fire Marshal Gary Wise asked to be excused as he was attending a Homeland Security Conference. Vice Chair Lynn Froerer also welcomed new Board member Kevin Eldredge and had Mr. Eldredge tell a little about himself.

Item #2 on the agenda was reading and approval of the minutes of the June 7, 2002 Board meeting. Vice Chair Froerer entertained a motion to approve the minutes with one small correction. Mark Harris made a motion to approve the minutes with the correction and Ed Martin seconded the motion. All Board members voted in favor.

Item #3 on the agenda was election of a new Board Chairman. Ed Martin made a motion to nominate Vice Chair Lynn Froerer as the new Board Chairman, and Mark Harris as the new Vice Chairman. Chief Deputy Halladay stated that only one could be nominated at a time. Mark Harris seconded the nomination of Lynn Froerer as the new Board Chair. As Vice Chair Lynn Froerer was the only person nominated, Mark Harris made a motion to acclimate him as the new Chair of the LP Gas Board and Jim Johnson seconded it. All Board members voted in favor. Now Ed Martin made the motion to nominate Mark Harris as Vice Chair and Randy Austin seconded the motion. Scott Sowards then made a motion to nominate Kevin Eldredge as Vice Chair and Mark Harris seconded the motion. By the raise of hands, all voted in favor of Mark Harris as Vice Chair.

Item #4 on the agenda was report by Ron Gustaveson of the activities of the division and monies collected. Deputy Fire Marshal Ron Gustaveson distributed copies of the LP Gas Division Activity Report. Tom Clark from Intermountain Truck Rebuilders asked the question to the Board if it was proprietary information to have the cylinders and the size of the tank listed and given to anyone that requested it. Chief Deputy Halladay stated that it was not. He said that basically everything was under the GRAMA act, which is the Government Records Access Management Act, is that everything except people's private information such as social security number, date of birth, home address, home telephone number, etc. The actual tests that the Fire Marshal's Office gives are protected records and everything else is a public record. Chief Deputy Halladay also stated that if the Board so desired and requested that he initiate to the GRAMA committee that it be changed to private then the list would no longer be accessible to the public. Ron Gustaveson reported that the \$110,000.00 that was collected, figured that this figure was within the guidelines, and Chief Deputy Halladay also stated that he believed this amount was probably the highest year the LP Gas portion of the office has had, even though the amounts were set a little higher this year.

Item #5 on the agenda was presentation to the Board of the newly enacted R710-6, LP Gas Rules that went into effect on August 15, 2002, to include the increase in fees. Chief Deputy Brent Halladay distributed to the Board members the corrected copy of the rule R710-6 and stated that the monies are ahead of what the Board had last year at this time. Brent also said that the Fire Marshal's office appreciated Ron and Mel hitting the collections harder as this year it is greatly needed. Brent stated that Casey Blackburn had made the suggestion and was concerned that if a distributor was evacuating one container to move it, that there would be the possibility of that being dispensing. Brent talked this over with the State Fire Marshal Wise and the decision was made to keep this as it was to be as simple as it could be. There would be no way that the State Fire Marshal's office would think that evacuating a container would be dispensing, so the definition will be left in its simplest form. Brent read over the balance of the rule with the Board members also read through each new application which included the new fees that went into effect August 15, 2002.

Item #6 on the agenda was presentation to the Board by Brent Halladay of the new LP gas position and the current hiring process. Brent Halladay explained the process that our office went through with the Legislature in getting a new employee. Brent told the Board members that the new employee should be hired within the next thirty days and would be attending the next Board meeting.

Item #7 on the agenda was resubmission to the Board by Brent Halladay of the continuing and deepened concern of the acquisition of OPD's, especially the OPD's for 30 pound cylinders. Chief Brent Halladay stated that at the last meeting as everyone knew, there was a very lengthy discussion on the OPD, and through the summer months caused quite a bit of stress and strain. Brent said that the major shortfall had come in the 30 pound OPD's. The office had been called by angry distributors and also angry citizens that had wanted to go on their vacations and were unaware that they had to revalve before they left and there was not an adequate stock on hand. Casey Blackburn from Moroni Propane Company spoke about the problems of trying to obtain the valves from the distributors. Deputy Fire Marshal Mel Milgrom commented on what he had been hearing from the distributors in trying to obtain the valves to sell to the public. Also Board member Scott Sowards from the Vernal area commented on how hard it had been for him also to obtain the valves.

Item #8 on the agenda was Old Business. Chief Deputy Brent Halladay and Board member Mark Harris brought up the matter of the inspection of the propane transport carriers. This matter was

discussed stating that are a lot of different areas to be discussed and decided upon in getting a proposal together. Deputy Fire Marshals Mel Milgrom and Ron Gustaveson commented regarding the inspections of the bobtails and there was further discussion among the Board members. Chief Deputy Halladay stated that it was his understanding that the Board had previously instructed the State Fire Marshal inspectors to start checking and making sure that the Department of Transportation required inspections and hydro stats of the transports and bobtails were being completed, one year five year. A proposal will be brought back to the Board members at the next meeting on this subject.

Item #9 on the agenda was New Business. Chief Deputy Halladay stated that if the Board or the industry knew of any accident that was over \$5,000 damage or injury to human life, it needs to come before the Board and also reported to the Fire Marshal's office. Brent also reported to the Board of an investigation done by Deputy Fire Marshal Mel Milgrom up above Yellow Creek and Mel reported this incident to the Board members.

Board member Scott Sowards brought up the matter of the great increase in the liability insurance prices for the industry. There was further discussion among the Board members regarding this. Also, that there were only about three or four companies left who would insure them.

Item #10 on the agenda was next meeting date and time. It was decided that December 6, 2002, at 10:00 AM would be the next meeting date at the Murray City Fire Department. Kevin Eldredge made a motion to adjourn the meeting and Randy Austin seconded the motion. All Board members voted in favor.